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Intellectual Property Law

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TO: Patent and Trademark Office / ATTN: Dorris King
FACSIMILE No.: (703) 872-9306
OUR REF.: IMRAA.013DV1
APPLN. No.: 09/738,372
FROM: James B. Bear
OPERATOR: Roberta Bustillos
DATE: March 18, 2004

NO. OF PAGES: 4 (incl. cover sheet)

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MESSAGE:

Per your request please find
the attached Notice of Appeal.H:\DOCS\VB\VB\BB-2877.DOC
031804San Diego
619-235-8550San Francisco
415-954-4114Los Angeles
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Case No. IMRAA.013DV1

Date: October 16, 2003

NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE BOARD OF APPEALS

In re application of : Jiang et al.
App. No. : 09/738,372
For : RESONANT FABRY-PEROT
SEMICONDUCTOR SATURABLE
ABSORBERS AND TWO PHOTON
ABSORPTION POWER LIMITERS
Filed : December 15, 2000
Examiner : Jeffrey Zahn
Group Art Unit : 2828

I hereby certify that this correspondence and all marked attachments are being deposited with the United States Postal Service as first-class mail in an envelope addressed to: Mail Stop INTERFERENCE, Board of Patent Appeals and Interferences, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450, on

October 16, 2003

(Date)

James B. Bear, Reg. No. 25,221

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Mail Stop INTERFERENCE
Board of Patent Appeals and Interferences
U.S. Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision dated June 18, 2003 of the Primary Examiner finally rejecting Claims 22-28,33,34 and 57-64. The item(s) marked below are appropriate:

(X) An extension of time to respond to the final rejection for One month is hereby requested.

Filing Fee:

(X) \$330 (large entity)

Time Extension Fee (if applicable):

(X) one month (\$110 large entity)

(X) Request for Consolidated Oral Hearing (\$290).

(X) Enclosed is a check in the amount of \$730.

(X) Return prepaid postcard.

(X) Please charge any additional fees or credit overpayment to Deposit Account No. 11-1410.

Signature: 

James B. Bear

Registration No. 25,221

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(949) 760-0404

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IMRAA.013DV1

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Jiang, et al.

Group Art Unit 2828

Appl. No. : 09/738,372

Filed : December 15, 2000

For : RESONANT FABRY-PEROT
SEMICONDUCTOR SATURABLE
ABSORBERS AND TWO PHOTON
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October 16, 2003

(Date)

James B. Bear, Reg. No. 25,221

Examiner : Jeffrey Zahn

REQUEST FOR CONSOLIDATED ORAL HEARING

Mail Stop INTERFERENCE
Board of Appeals and Interferences
United States Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Applicants petitions the Board of Appeals and Interferences to consolidate the appeal hearings for Application Nos. 09/262,662; 09/738,372; 09/738,373 and 09/785,944. Two of the four cases (09/738,372 & 09/738,373) share a specification and the rejections being appealed are closely related. The other two cases are before the same examining group, owned by the same corporation, and closely related in technology. Consolidating these four appeals for the oral hearing will conserve the time of the


Appl. No. : 09/738,373
Filed : December 15, 2000

Board and will reduce the cost for the Assignee, whose counsel must travel from California to attend hearings.

Respectfully submitted,

KNOBBE, MARTENS, OLSON & BEAR, LLP

Dated: 10/16/03

By: 
James B. Bear
Registration No. 25,221
Attorney of Record
Customer No. 20,995
(949) 760-0404

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